

EXHIBIT E

DAVID GILL
 STYLLER vs HEWLETT-PACKARD FINANCIAL SERVICES

November 04, 2020
 137-140

<p style="text-align: right;">Page 137</p> <p>1 David Gill</p> <p>2 Q. Mr. Gill? Mr. Gill, are you on any</p> <p>3 kind of medication right now?</p> <p>4 A. Sorry, I said "yes." Maybe you</p> <p>5 can't hear me.</p> <p>6 Q. Are you on any medication right</p> <p>7 now, Mr. Gill?</p> <p>8 A. No, I am not.</p> <p>9 Q. Are you feeling all right?</p> <p>10 A. Yes, I'm feeling fine.</p> <p>11 Q. Okay. So you can tell me, then,</p> <p>12 the information that's been already</p> <p>13 disclosed, and the privilege been waived</p> <p>14 about the verification report.</p> <p>15 MR. BUNIS: Is there a</p> <p>16 question there?</p> <p>17 Q. Can you tell me about the</p> <p>18 verification report, then?</p> <p>19 A. I can't tell you about the</p> <p>20 verification report because it says there</p> <p>21 that it was requested for the purpose of</p> <p>22 providing legal advice.</p> <p>23 Q. Yeah. And who requested it, Mr.</p> <p>24 Gill?</p> <p>25 MR. BUNIS: I will just</p>	<p style="text-align: right;">Page 139</p> <p>1 David Gill</p> <p>2 MR. JOFFE: I am --</p> <p>3 MR. BUNIS: Stop</p> <p>4 interrupting me. We are going to</p> <p>5 take a break. We are going to take</p> <p>6 a break, and I encourage you to</p> <p>7 clean up your tone during the</p> <p>8 course of this. We are taking a</p> <p>9 break. We are going off the record</p> <p>10 and I encourage you to stop</p> <p>11 badgering the witness, and,</p> <p>12 actually, I will encourage you to</p> <p>13 not be so extraneous (phonetic) and</p> <p>14 rude, frankly, to me. So let's go</p> <p>15 off the record.</p> <p>16 MR. JOFFE: Michael, if you</p> <p>17 don't talk to me, I will not be</p> <p>18 rude to you. I am only rude to you</p> <p>19 because you incessantly interrupt</p> <p>20 my deposition, and take my time</p> <p>21 with your idiotic comments, and</p> <p>22 interruptions, okay? And you</p> <p>23 endeavor to talk to me every second</p> <p>24 you can, and I don't want to talk</p> <p>25 to you at all. So if you want to</p>
<p style="text-align: right;">Page 138</p> <p>1 David Gill</p> <p>2 caution the witness. I think this</p> <p>3 is privileged, but I am -- I will</p> <p>4 caution you not to reveal</p> <p>5 attorney-client communications.</p> <p>6 A. I don't think I can answer the</p> <p>7 question without disclosing --</p> <p>8 Q. Yeah, you can. At the request of</p> <p>9 counsel. Who was the counsel who requested</p> <p>10 it, Mr. Gill?</p> <p>11 Can you tell who the counsel was</p> <p>12 that requested the sample devices to be sent</p> <p>13 to H3C?</p> <p>14 A. I am not sure that I can.</p> <p>15 Q. Yeah. Would it surprise you if</p> <p>16 Defendants pointed to you as the person</p> <p>17 requesting that task?</p> <p>18 A. I am just not sure I can answer</p> <p>19 without disclosing privileged information.</p> <p>20 Q. Mr. Gill, the "counsel" in this</p> <p>21 statement, was it you?</p> <p>22 MR. BUNIS: He already told</p> <p>23 you that he can't identify that</p> <p>24 without revealing privileged</p> <p>25 communication.</p>	<p style="text-align: right;">Page 140</p> <p>1 David Gill</p> <p>2 take breaks, instruct the witness</p> <p>3 while my questions are pending, in</p> <p>4 the middle of hotline of</p> <p>5 questioning, you're breaking the</p> <p>6 deposition, and instructing the</p> <p>7 witness during the break how to</p> <p>8 answer my questions. Mr.</p> <p>9 Videographer, I agree to take a</p> <p>10 break. Let's take a break.</p> <p>11 MR. BUNIS: It's absolutely</p> <p>12 incorrect.</p> <p>13 MR. JOFFE: Ten-minute</p> <p>14 break.</p> <p>15 MR. BUNIS: It's absolutely</p> <p>16 incorrect. We are taking fifteen</p> <p>17 minutes. I encourage you to calm</p> <p>18 down, Dimitry.</p> <p>19 MR. JOFFE: We are going off</p> <p>20 the record, right?</p> <p>21 THE VIDEOGRAPHER: We are</p> <p>22 going off the record at 9:40 p.m.</p> <p>23 (Whereupon, a recess was</p> <p>24 taken at this time.)</p> <p>25 THE VIDEOGRAPHER: We are</p>

DAVID GILL
STYLLER vs HEWLETT-PACKARD FINANCIAL SERVICESNovember 04, 2020
141-144

<p style="text-align: right;">Page 141</p> <p>1 David Gill</p> <p>2 going back on the record at 9:54</p> <p>3 p.m.</p> <p>4 MR. BUNIS: Okay, before you</p> <p>5 begin questioning, again, I want to</p> <p>6 put on the record that just prior</p> <p>7 -- excuse me, just after we went</p> <p>8 off the record the last break, I</p> <p>9 off-the-record encouraged Mr. Joffe</p> <p>10 to take the break to take some time</p> <p>11 to reduce the emotionality and the</p> <p>12 tone of voice and the aggressive</p> <p>13 nature of his questioning of the</p> <p>14 witness and his conduct towards me,</p> <p>15 and I encouraged him to do that and</p> <p>16 I told him, specifically, that if</p> <p>17 he wasn't able to do that, I was</p> <p>18 going to be forced to remove the</p> <p>19 witness from the deposition and end</p> <p>20 the deposition, and in response to</p> <p>21 my encouragement and comment, Mr.</p> <p>22 Joffe said, quote, "Go ahead and</p> <p>23 fucking pull the witness," end</p> <p>24 quote. I think that's completely</p> <p>25 improper, and I would, again,</p>	<p style="text-align: right;">Page 143</p> <p>1 David Gill</p> <p>2 attorney-client communications.</p> <p>3 A. I thought I answered that question,</p> <p>4 and I am not able to answer the question</p> <p>5 without disclosing privileged information.</p> <p>6 MR. BUNIS: You are on mute;</p> <p>7 we can't hear you. Dimitry, we</p> <p>8 can't hear you.</p> <p>9 MR. JOFFE: Sorry about</p> <p>10 that.</p> <p>11 Q. The answer that you cannot -- sorry</p> <p>12 about that. I apologize. The question that</p> <p>13 you are not able to answer, if I understand</p> <p>14 correctly, is whether the counsel who</p> <p>15 requested TT Global transceivers to be sent</p> <p>16 to inspection to China was you?</p> <p>17 A. My answer was that I can't disclose</p> <p>18 that. I can't answer that question without</p> <p>19 disclosing privileged information.</p> <p>20 Q. Do you believe the identity of the</p> <p>21 counsel is privileged information? You are a</p> <p>22 lawyer, Mr. Gill, right?</p> <p>23 A. Right.</p> <p>24 Q. So I'm asking you whether the</p> <p>25 identity of counsel -- the name and last</p>
<p style="text-align: right;">Page 142</p> <p>1 David Gill</p> <p>2 insist that you not engage in that</p> <p>3 kind of behavior, and I think that</p> <p>4 will only make things longer and</p> <p>5 worse for everybody involved, but I</p> <p>6 think it's important that the</p> <p>7 record reflect that.</p> <p>8 MR. JOFFE: Thank you for</p> <p>9 your encouragement, Michael.</p> <p>10 BY MR. JOFFE:</p> <p>11 Q. Are you ready to answer the</p> <p>12 question now, Mr. Gill?</p> <p>13 MR. BUNIS: Is there a</p> <p>14 question pending?</p> <p>15 A. Was there a question pending?</p> <p>16 Q. Yes. Just before the break, there</p> <p>17 was a question pending.</p> <p>18 MR. JOFFE: Madam Reporter,</p> <p>19 can you, maybe, find it?</p> <p>20 (Whereupon, the requested</p> <p>21 portion was read by the reporter.)</p> <p>22 MR. BUNIS: I will caution</p> <p>23 the witness, again, in answering</p> <p>24 the question, if you can, to make</p> <p>25 sure you don't reveal any</p>	<p style="text-align: right;">Page 144</p> <p>1 David Gill</p> <p>2 name -- is privileged information?</p> <p>3 A. I believe it is.</p> <p>4 Q. And you refuse to answer the</p> <p>5 question because you believe the name of the</p> <p>6 counsel is privileged information?</p> <p>7 MR. BUNIS: Asked and</p> <p>8 answered.</p> <p>9 Q. Under oath, you are testifying that</p> <p>10 name of counsel is privileged information?</p> <p>11 A. That is my understanding.</p> <p>12 Q. Do you understand what "privilege"</p> <p>13 is, Mr. Gill?</p> <p>14 A. Yes.</p> <p>15 Q. Okay. And how is your</p> <p>16 understanding that name of lawyer is</p> <p>17 privileged?</p> <p>18 MR. BUNIS: Objection.</p> <p>19 This calls for a legal</p> <p>20 conclusion. You can answer, if you</p> <p>21 can.</p> <p>22 Q. He is claiming privilege, so he</p> <p>23 should have some basis for it. And I am</p> <p>24 trying to figure out what is the basis for</p> <p>25 withholding the name of counsel who ordered</p>